

1 AN ACT concerning elections.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. If and only if House Bill 723 of the 96th  
5 General Assembly becomes law, the Election Code is amended by  
6 changing Section 7-61 as follows:

7 (10 ILCS 5/7-61) (from Ch. 46, par. 7-61)

8 Sec. 7-61. Whenever a special election is necessary the  
9 provisions of this Article are applicable to the nomination of  
10 candidates to be voted for at such special election.

11 In cases where a primary election is required the officer  
12 or board or commission whose duty it is under the provisions of  
13 this Act relating to general elections to call an election,  
14 shall fix a date for the primary for the nomination of  
15 candidates to be voted for at such special election. Notice of  
16 such primary shall be given at least 15 days prior to the  
17 maximum time provided for the filing of petitions for such a  
18 primary as provided in Section 7-12.

19 Any vacancy in nomination under the provisions of this  
20 Article 7 occurring on or after the primary and prior to  
21 certification of candidates by the certifying board or officer,  
22 must be filled prior to the date of certification. Any vacancy  
23 in nomination occurring after certification but prior to 15

1 days before the general election shall be filled within 8 days  
2 after the event creating the vacancy. The resolution filling  
3 the vacancy shall be sent by U. S. mail or personal delivery to  
4 the certifying officer or board within 3 days of the action by  
5 which the vacancy was filled; provided, if such resolution is  
6 sent by mail and the U. S. postmark on the envelope containing  
7 such resolution is dated prior to the expiration of such 3 day  
8 limit, the resolution shall be deemed filed within such 3 day  
9 limit. Failure to so transmit the resolution within the time  
10 specified in this Section shall authorize the certifying  
11 officer or board to certify the original candidate. Vacancies  
12 shall be filled by the officers of a local municipal or  
13 township political party as specified in subsection (h) of  
14 Section 7-8, other than a statewide political party, that is  
15 established only within a municipality or township and the  
16 managing committee (or legislative committee in case of a  
17 candidate for State Senator or representative committee in the  
18 case of a candidate for State Representative in the General  
19 Assembly or State central committee in the case of a candidate  
20 for statewide office, including but not limited to the office  
21 of United States Senator) of the respective political party for  
22 the territorial area in which such vacancy occurs.

23 The resolution to fill a vacancy in nomination shall be  
24 duly acknowledged before an officer qualified to take  
25 acknowledgements of deeds and shall include, upon its face, the  
26 following information:

1           (a) the name of the original nominee and the office  
2 vacated;

3           (b) the date on which the vacancy occurred;

4           (c) the name and address of the nominee selected to fill  
5 the vacancy and the date of selection.

6           The resolution to fill a vacancy in nomination shall be  
7 accompanied by a Statement of Candidacy, as prescribed in  
8 Section 7-10, completed by the selected nominee and a receipt  
9 indicating that such nominee has filed a statement of economic  
10 interests as required by the Illinois Governmental Ethics Act.

11           The provisions of Section 10-8 through 10-10.1 relating to  
12 objections to certificates of nomination and nomination  
13 papers, hearings on objections, and judicial review, shall  
14 apply to and govern objections to resolutions for filling a  
15 vacancy in nomination.

16           Any vacancy in nomination occurring 15 days or less before  
17 the consolidated election or the general election shall not be  
18 filled. In this event, the certification of the original  
19 candidate shall stand and his name shall appear on the official  
20 ballot to be voted at the general election.

21           A vacancy in nomination occurs when a candidate who has  
22 been nominated under the provisions of this Article 7 dies  
23 before the election (whether death occurs prior to, on or after  
24 the day of the primary), or declines the nomination; provided  
25 that nominations may become vacant for other reasons.

26           If the name of no established political party candidate was

1 printed on the consolidated primary ballot for a particular  
2 office and if no person was nominated as a write-in candidate  
3 for such office, a vacancy in nomination shall be created which  
4 may be filled in accordance with the requirements of this  
5 Section. If the name of no established political party  
6 candidate was printed on the general primary ballot for a  
7 particular office and if no person was nominated as a write-in  
8 candidate for such office, a vacancy in nomination shall be  
9 filled only by a person designated by the appropriate committee  
10 of the political party and only if that designated person files  
11 nominating petitions with the number of signatures required for  
12 an established party candidate for that office within 75 days  
13 after the day of the general primary. The circulation period  
14 for those petitions begins on the day the appropriate committee  
15 designates that person. The person shall file his or her  
16 nominating petitions, statements of candidacy, notice of  
17 appointment by the appropriate committee, and receipt of filing  
18 his or her statement of economic interests together. These  
19 documents shall be filed at the same location as provided in  
20 Section 7-12. The electoral boards having jurisdiction under  
21 Section 10-9 to hear and pass upon objections to nominating  
22 petitions also ~~State Board of Elections~~ shall hear and pass  
23 upon ~~all~~ objections to nomination petitions filed by candidates  
24 under this paragraph.

25 A candidate for whom a nomination paper has been filed as a  
26 partisan candidate at a primary election, and who is defeated

1 for his or her nomination at such primary election, is  
2 ineligible to be listed on the ballot at that general or  
3 consolidated election as a candidate of another political  
4 party.

5 A candidate seeking election to an office for which  
6 candidates of political parties are nominated by caucus who is  
7 a participant in the caucus and who is defeated for his or her  
8 nomination at such caucus, is ineligible to be listed on the  
9 ballot at that general or consolidated election as a candidate  
10 of another political party.

11 In the proceedings to nominate a candidate to fill a  
12 vacancy or to fill a vacancy in the nomination, each precinct,  
13 township, ward, county or congressional district, as the case  
14 may be, shall through its representative on such central or  
15 managing committee, be entitled to one vote for each ballot  
16 voted in such precinct, township, ward, county or congressional  
17 district, as the case may be, by the primary electors of its  
18 party at the primary election immediately preceding the meeting  
19 at which such vacancy is to be filled.

20 For purposes of this Section, the words "certify" and  
21 "certification" shall refer to the act of officially declaring  
22 the names of candidates entitled to be printed upon the  
23 official ballot at an election and directing election  
24 authorities to place the names of such candidates upon the  
25 official ballot. "Certifying officers or board" shall refer to  
26 the local election official, election authority or the State

1 Board of Elections, as the case may be, with whom nomination  
2 papers, including certificates of nomination and resolutions  
3 to fill vacancies in nomination, are filed and whose duty it is  
4 to "certify" candidates.

5 (Source: P.A. 94-645, eff. 8-22-05; 96HB0723enr.)

6 Section 10. The Illinois Procurement Code is amended by  
7 changing Sections 20-160 and 50-37 as follows:

8 (30 ILCS 500/20-160)

9 Sec. 20-160. Business entities; certification;  
10 registration with the State Board of Elections.

11 (a) For purposes of this Section, the terms "business  
12 entity", "contract", "State contract", "contract with a State  
13 agency", "State agency", "affiliated entity", and "affiliated  
14 person" have the meanings ascribed to those terms in Section  
15 50-37.

16 (b) Every bid submitted to and every contract executed by  
17 the State on or after January 1, 2009 (the effective date of  
18 Public ~~this amendatory Act 95-971~~) ~~of the 95th General Assembly~~  
19 shall contain (1) a certification by the bidder or contractor  
20 that either (i) the bidder or contractor is not required to  
21 register as a business entity with the State Board of Elections  
22 pursuant to this Section or (ii) the bidder or contractor has  
23 registered as a business entity with the State Board of  
24 Elections and acknowledges a continuing duty to update the

1 registration and (2) a statement that the contract is voidable  
2 under Section 50-60 for the bidder's or contractor's failure to  
3 comply with this Section.

4 (c) Within 30 days after the effective date of this  
5 amendatory Act of the 95th General Assembly, each business  
6 entity (i) whose aggregate bids and proposals on State  
7 contracts annually total more than \$50,000, (ii) whose  
8 aggregate bids and proposals on State contracts combined with  
9 the business entity's aggregate annual total value of State  
10 contracts exceed \$50,000, or (iii) whose contracts with State  
11 agencies, in the aggregate, annually total more than \$50,000  
12 shall register with the State Board of Elections in accordance  
13 with Section 9-35 of the Election Code. A business entity  
14 required to register under this subsection shall submit a copy  
15 of the certificate of registration to the applicable chief  
16 procurement officer within 90 days after the effective date of  
17 this amendatory Act of the 95th General Assembly. A business  
18 entity required to register under this subsection due to item  
19 (i) or (ii) has a continuing duty to ensure that the  
20 registration is accurate during the period beginning on the  
21 date of registration and ending on the day after the date the  
22 contract is awarded; any change in information must be reported  
23 to the State Board of Elections within 2 business days  
24 following such change. A business entity required to register  
25 under this subsection due to item (iii) has a continuing duty  
26 to ensure that the registration is accurate in accordance with

1 subsection (e) ~~(f)~~.

2 (d) Any business entity, not required under subsection (c)  
3 to register within 30 days after the effective date of this  
4 amendatory Act of the 95th General Assembly, whose aggregate  
5 bids and proposals on State contracts annually total more than  
6 \$50,000, or whose aggregate bids and proposals on State  
7 contracts combined with the business entity's aggregate annual  
8 total value of State contracts exceed \$50,000, shall register  
9 with the State Board of Elections in accordance with Section  
10 9-35 of the Election Code prior to submitting to a State agency  
11 the bid or proposal whose value causes the business entity to  
12 fall within the monetary description of this subsection. A  
13 business entity required to register under this subsection has  
14 a continuing duty to ensure that the registration is accurate  
15 during the period beginning on the date of registration and  
16 ending on the day after the date the contract is awarded. Any  
17 change in information must be reported to the State Board of  
18 Elections within 5 ~~2~~ business days following such change or no  
19 later than a day before the contract is awarded, whichever date  
20 is earlier.

21 (e) A business entity whose contracts with State agencies,  
22 in the aggregate, annually total more than \$50,000 must  
23 maintain its registration under this Section and has a  
24 continuing duty to ensure that the registration is accurate for  
25 the duration of the term of office of the incumbent  
26 officeholder awarding the contracts or for a period of 2 years

1 following the expiration or termination of the contracts,  
2 whichever is longer. A business entity, required to register  
3 under this subsection, has a continuing duty to report any  
4 changes on a quarterly basis to the State Board of Elections  
5 within 10 business days following the last day of January,  
6 April, July, and October of each year. Any update pursuant to  
7 this paragraph that is received beyond that date is presumed  
8 late and the civil penalty authorized by subsection (e) of  
9 Section 9-35 of the Election Code (10 ILCS 5/9-35) may be  
10 assessed.

11 ~~Also, Any change in information shall be reported to the~~  
12 ~~State Board of Elections within 10 days following such change,~~  
13 ~~however,~~ if a business entity required to register under this  
14 subsection has a pending bid or proposal, any change in  
15 information shall be reported to the State Board of Elections  
16 within 5 ~~2~~ business days or no later than a day before the  
17 contract is awarded, whichever date is earlier.

18 (f) A business entity's continuing duty under this Section  
19 to ensure the accuracy of its registration includes the  
20 requirement that the business entity notify the State Board of  
21 Elections of any change in information, including but not  
22 limited to changes of affiliated entities or affiliated  
23 persons.

24 (g) A copy of a certificate of registration must accompany  
25 any bid or proposal for a contract with a State agency by a  
26 business entity required to register under this Section. A

1 chief procurement officer shall not accept a bid or proposal  
2 unless the certificate is submitted to the agency with the bid  
3 or proposal.

4 (h) A registration, and any changes to a registration, must  
5 include the business entity's verification of accuracy and  
6 subjects the business entity to the penalties of the laws of  
7 this State for perjury.

8 In addition to any penalty under Section 9-35 of the  
9 Election Code, intentional, willful, or material failure to  
10 disclose information required for registration shall render  
11 the contract, bid, proposal, or other procurement relationship  
12 voidable by the chief procurement officer if he or she deems it  
13 to be in the best interest of the State of Illinois.

14 (i) This Section applies regardless of the method of source  
15 selection used in awarding the contract.

16 (Source: P.A. 95-971, eff. 1-1-09.)

17 (30 ILCS 500/50-37)

18 Sec. 50-37. Prohibition of political contributions.

19 (a) As used in this Section:

20 The terms "contract", "State contract", and "contract  
21 with a State agency" each mean any contract, as defined in  
22 this Code, between a business entity and a State agency let  
23 or awarded pursuant to this Code. The terms "contract",  
24 "State contract", and "contract with a State agency" do not  
25 include cost reimbursement contracts; purchase of care

1 agreements as defined in Section 1-15.68 of this Code;  
2 contracts for projects eligible for full or partial  
3 federal-aid funding reimbursements authorized by the  
4 Federal Highway Administration; grants, including but are  
5 not limited to grants for job training or transportation;  
6 and grants, loans, or tax credit agreements for economic  
7 development purposes.

8 "Contribution" means a contribution as defined in  
9 Section 9-1.4 of the Election Code.

10 "Declared candidate" means a person who has filed a  
11 statement of candidacy and petition for nomination or  
12 election in the principal office of the State Board of  
13 Elections.

14 "State agency" means and includes all boards,  
15 commissions, agencies, institutions, authorities, and  
16 bodies politic and corporate of the State, created by or in  
17 accordance with the Illinois Constitution or State  
18 statute, of the executive branch of State government and  
19 does include colleges, universities, public employee  
20 retirement systems, and institutions under the  
21 jurisdiction of the governing boards of the University of  
22 Illinois, Southern Illinois University, Illinois State  
23 University, Eastern Illinois University, Northern Illinois  
24 University, Western Illinois University, Chicago State  
25 University, Governors State University, Northeastern  
26 Illinois University, and the Illinois Board of Higher

1 Education.

2 "Officeholder" means the Governor, Lieutenant  
3 Governor, Attorney General, Secretary of State,  
4 Comptroller, or Treasurer. The Governor shall be  
5 considered the officeholder responsible for awarding all  
6 contracts by all officers and employees of, and vendors and  
7 others doing business with, executive branch State  
8 agencies under the jurisdiction of the Executive Ethics  
9 Commission and not within the jurisdiction of the Attorney  
10 General, the Secretary of State, the Comptroller, or the  
11 Treasurer.

12 "Sponsoring entity" means a sponsoring entity as  
13 defined in Section 9-3 of the Election Code.

14 "Affiliated person" means (i) any person with any  
15 ownership interest or distributive share of the bidding or  
16 contracting business entity in excess of 7.5%, (ii)  
17 executive employees of the bidding or contracting business  
18 entity, and (iii) the spouse ~~and minor children~~ of any such  
19 persons. "Affiliated person" does not include a person  
20 prohibited by federal law from making contributions or  
21 expenditures in connection with a federal, state, or local  
22 election.

23 "Affiliated entity" means (i) any corporate parent and  
24 each operating subsidiary of the bidding or contracting  
25 business entity, (ii) each operating subsidiary of the  
26 corporate parent of the bidding or contracting business

1 ~~entity any member of the same unitary business group~~, (iii)  
2 any organization recognized by the United States Internal  
3 Revenue Service as a tax-exempt organization described in  
4 Section 501(c) of the Internal Revenue Code of 1986 (or any  
5 successor provision of federal tax law) established by the  
6 bidding or contracting business entity, any affiliated  
7 entity of that business entity, or any affiliated person of  
8 that business entity, or (iv) any political committee for  
9 which the bidding or contracting business entity, or any  
10 501(c) organization described in item (iii) related to that  
11 business entity, is the sponsoring entity. "Affiliated  
12 entity" does not include an entity prohibited by federal  
13 law from making contributions or expenditures in  
14 connection with a federal, state, or local election.

15 "Business entity" means any entity doing business for  
16 profit, whether organized as a corporation, partnership,  
17 sole proprietorship, limited liability company or  
18 partnership, or otherwise.

19 "Executive employee" means (i) the President,  
20 Chairman, or Chief Executive Officer of a business entity  
21 and any other individual that fulfills equivalent duties as  
22 the President, Chairman of the Board, or Chief Executive  
23 Officer of a business entity; and (ii) any employee of a  
24 business entity whose compensation is determined directly,  
25 in whole or in part, by the award or payment of contracts  
26 by a State agency to the entity employing the employee. A

1 regular salary that is paid irrespective of the award or  
2 payment of a contract with a State agency shall not  
3 constitute "compensation" under item (ii) of this  
4 definition, ~~or other employee with executive~~  
5 ~~decision making authority over the long term and~~  
6 ~~day to day affairs of the entity employing the employee, or~~  
7 ~~an employee whose compensation is determined directly, in~~  
8 ~~whole or in part, by the award or payment of contracts by a~~  
9 ~~State agency to the entity employing the employee.~~  
10 "Executive employee" does not include any person  
11 prohibited by federal law from making contributions or  
12 expenditures in connection with a federal, state, or local  
13 election.

14 (b) Any business entity whose contracts with State  
15 agencies, in the aggregate, annually total more than \$50,000,  
16 and any affiliated entities or affiliated persons of such  
17 business entity, are prohibited from making any contributions  
18 to any political committees established to promote the  
19 candidacy of (i) the officeholder responsible for awarding the  
20 contracts or (ii) any other declared candidate for that office.  
21 This prohibition shall be effective for the duration of the  
22 term of office of the incumbent officeholder awarding the  
23 contracts or for a period of 2 years following the expiration  
24 or termination of the contracts, whichever is longer.

25 (c) Any business entity whose aggregate pending bids and  
26 proposals on State contracts total more than \$50,000, or whose

1 aggregate pending bids and proposals on State contracts  
2 combined with the business entity's aggregate annual total  
3 value of State contracts exceed \$50,000, and any affiliated  
4 entities or affiliated persons of such business entity, are  
5 prohibited from making any contributions to any political  
6 committee established to promote the candidacy of the  
7 officeholder responsible for awarding the contract on which the  
8 business entity has submitted a bid or proposal during the  
9 period beginning on the date the invitation for bids or request  
10 for proposals is issued and ending on the day after the date  
11 the contract is awarded.

12 (d) All contracts between State agencies and a business  
13 entity that violate subsection (b) or (c) shall be voidable  
14 under Section 50-60. If a business entity violates subsection  
15 (b) 3 or more times within a 36-month period, then all  
16 contracts between State agencies and that business entity shall  
17 be void, and that business entity shall not bid or respond to  
18 any invitation to bid or request for proposals from any State  
19 agency or otherwise enter into any contract with any State  
20 agency for 3 years from the date of the last violation. A  
21 notice of each violation and the penalty imposed shall be  
22 published in both the Procurement Bulletin and the Illinois  
23 Register.

24 (e) Any political committee that has received a  
25 contribution in violation of subsection (b) or (c) shall pay an  
26 amount equal to the value of the contribution to the State no

1 more than 30 days after notice of the violation concerning the  
2 contribution appears in the Illinois Register. Payments  
3 received by the State pursuant to this subsection shall be  
4 deposited into the general revenue fund.

5 (Source: P.A. 95-971, eff. 1-1-09; 95-1038, eff. 3-11-09.)

6 Section 15. If and only if Senate Bill 51 of the 96th  
7 General Assembly, as enrolled, becomes law, then the Illinois  
8 Procurement Code is amended by changing Section 50-37 as  
9 follows:

10 (30 ILCS 500/50-37)

11 Sec. 50-37. Prohibition of political contributions.

12 (a) As used in this Section:

13 The terms "contract", "State contract", and "contract  
14 with a State agency" each mean any contract, as defined in  
15 this Code, between a business entity and a State agency let  
16 or awarded pursuant to this Code. The terms "contract",  
17 "State contract", and "contract with a State agency" do not  
18 include cost reimbursement contracts; purchase of care  
19 agreements as defined in Section 1-15.68 of this Code;  
20 contracts for projects eligible for full or partial  
21 federal-aid funding reimbursements authorized by the  
22 Federal Highway Administration; grants, including but are  
23 not limited to grants for job training or transportation;  
24 and grants, loans, or tax credit agreements for economic

1 development purposes.

2 "Contribution" means a contribution as defined in  
3 Section 9-1.4 of the Election Code.

4 "Declared candidate" means a person who has filed a  
5 statement of candidacy and petition for nomination or  
6 election in the principal office of the State Board of  
7 Elections.

8 "State agency" means and includes all boards,  
9 commissions, agencies, institutions, authorities, and  
10 bodies politic and corporate of the State, created by or in  
11 accordance with the Illinois Constitution or State  
12 statute, of the executive branch of State government and  
13 does include colleges, universities, public employee  
14 retirement systems, and institutions under the  
15 jurisdiction of the governing boards of the University of  
16 Illinois, Southern Illinois University, Illinois State  
17 University, Eastern Illinois University, Northern Illinois  
18 University, Western Illinois University, Chicago State  
19 University, Governors State University, Northeastern  
20 Illinois University, and the Illinois Board of Higher  
21 Education.

22 "Officeholder" means the Governor, Lieutenant  
23 Governor, Attorney General, Secretary of State,  
24 Comptroller, or Treasurer. The Governor shall be  
25 considered the officeholder responsible for awarding all  
26 contracts by all officers and employees of, and vendors and

1 others doing business with, executive branch State  
2 agencies under the jurisdiction of the Executive Ethics  
3 Commission and not within the jurisdiction of the Attorney  
4 General, the Secretary of State, the Comptroller, or the  
5 Treasurer.

6 "Sponsoring entity" means a sponsoring entity as  
7 defined in Section 9-3 of the Election Code.

8 "Affiliated person" means (i) any person with any  
9 ownership interest or distributive share of the bidding or  
10 contracting business entity in excess of 7.5%, (ii)  
11 executive employees of the bidding or contracting business  
12 entity, and (iii) the spouse of any such persons.

13 "Affiliated person" does not include a person prohibited by  
14 federal law from making contributions or expenditures in  
15 connection with a federal, state, or local election.

16 "Affiliated entity" means (i) any corporate parent and  
17 each operating subsidiary of the bidding or contracting  
18 business entity, (ii) each operating subsidiary of the  
19 corporate parent of the bidding or contracting business  
20 entity, (iii) any organization recognized by the United  
21 States Internal Revenue Service as a tax-exempt  
22 organization described in Section 501(c) of the Internal  
23 Revenue Code of 1986 (or any successor provision of federal  
24 tax law) established by the bidding or contracting business  
25 entity, any affiliated entity of that business entity, or  
26 any affiliated person of that business entity, or (iv) any

1 political committee for which the bidding or contracting  
2 business entity, or any 501(c) organization described in  
3 item (iii) related to that business entity, is the  
4 sponsoring entity. "Affiliated entity" does not include an  
5 entity prohibited by federal law from making contributions  
6 or expenditures in connection with a federal, state, or  
7 local election.

8 "Business entity" means any entity doing business for  
9 profit, whether organized as a corporation, partnership,  
10 sole proprietorship, limited liability company or  
11 partnership, or otherwise.

12 "Executive employee" means (i) the President,  
13 Chairman, or Chief Executive Officer of a business entity  
14 and any other individual that fulfills equivalent duties as  
15 the President, Chairman of the Board, or Chief Executive  
16 Officer of a business entity; and (ii) any employee of a  
17 business entity whose compensation is determined directly,  
18 in whole or in part, by the award or payment of contracts  
19 by a State agency to the entity employing the employee. A  
20 regular salary that is paid irrespective of the award or  
21 payment of a contract with a State agency shall not  
22 constitute "compensation" under item (ii) of this  
23 definition. "Executive employee" does not include any  
24 person prohibited by federal law from making contributions  
25 or expenditures in connection with a federal, state, or  
26 local election.

1           (b) Any business entity whose contracts with State  
2 agencies, in the aggregate, annually total more than \$50,000,  
3 and any affiliated entities or affiliated persons of such  
4 business entity, are prohibited from making any contributions  
5 to any political committees established to promote the  
6 candidacy of (i) the officeholder responsible for awarding the  
7 contracts or (ii) any other declared candidate for that office.  
8 This prohibition shall be effective for the duration of the  
9 term of office of the incumbent officeholder awarding the  
10 contracts or for a period of 2 years following the expiration  
11 or termination of the contracts, whichever is longer.

12           (c) Any business entity whose aggregate pending bids and  
13 proposals on State contracts total more than \$50,000, or whose  
14 aggregate pending bids and proposals on State contracts  
15 combined with the business entity's aggregate annual total  
16 value of State contracts exceed \$50,000, and any affiliated  
17 entities or affiliated persons of such business entity, are  
18 prohibited from making any contributions to any political  
19 committee established to promote the candidacy of the  
20 officeholder responsible for awarding the contract on which the  
21 business entity has submitted a bid or proposal during the  
22 period beginning on the date the invitation for bids or request  
23 for proposals is issued and ending on the day after the date  
24 the contract is awarded.

25           (d) All contracts between State agencies and a business  
26 entity that violate subsection (b) or (c) shall be voidable

1 under Section 50-60. If a business entity violates subsection  
2 (b) 3 or more times within a 36-month period, then all  
3 contracts between State agencies and that business entity shall  
4 be void, and that business entity shall not bid or respond to  
5 any invitation to bid or request for proposals from any State  
6 agency or otherwise enter into any contract with any State  
7 agency for 3 years from the date of the last violation. A  
8 notice of each violation and the penalty imposed shall be  
9 published in both the Procurement Bulletin and the Illinois  
10 Register.

11 (e) Any political committee that has received a  
12 contribution in violation of subsection (b) or (c) shall pay an  
13 amount equal to the value of the contribution to the State no  
14 more than 30 days after notice of the violation concerning the  
15 contribution appears in the Illinois Register. Payments  
16 received by the State pursuant to this subsection shall be  
17 deposited into the general revenue fund.

18 (Source: P.A. 95-971, eff. 1-1-09; 95-1038, eff. 3-11-09;  
19 09600SB0051enr.)

20 Section 99. Effective date. This Act takes effect January  
21 1, 2010, except that Section 15 takes effect July 1, 2010.